

District Judge Tana Lin

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

OSCAR GARCIA CRUZ, *et al.*,

Plaintiffs,

v.

UNITED STATES CITIZENSHIP AND  
IMMIGRATION SERVICES, *et al.*,<sup>1</sup>

Defendants.

Case No. 2:25-cv-00074-TL

STIPULATED MOTION TO HOLD  
CASE IN ABEYANCE AND  
[~~PROPOSED~~] ORDER

Noted for Consideration:  
February 28, 2025

Plaintiffs and Defendants, by and through their counsel of record, pursuant to Federal Rule of Civil Procedure 6 and Local Rules 7(d)(1), 10(g) and 16, hereby jointly stipulate and move to stay these proceedings until June 3, 2025. Plaintiffs brought this litigation pursuant to the Administrative Procedure Act and Mandamus Act seeking, *inter alia*, to compel U.S. Citizenship and Immigration Services (“USCIS”) to adjudicate their Form I-130, Petition for Alien Relative. Defendants’ response to the Complaint is currently due on April 4, 2025. The parties are currently

<sup>1</sup> Pursuant to Federal Rule of Civil Procedure 25(d), Defendants substitute Kika Scott, Senior Official Performing the Duties of the USCIS Director, for Ur M. Jaddou.

1 working towards a resolution to this litigation. For good cause, the parties request that the Court  
2 hold the case in abeyance until June 3, 2025.

3 Courts have “broad discretion” to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706  
4 (1997). “[T]he power to stay proceedings is incidental to the power inherent in every court to  
5 control the disposition of the causes on its docket with economy of time and effort for itself, for  
6 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ. P. 1.

7 With additional time, this case may be resolved without the need of further judicial  
8 intervention. USCIS recently issued a Request for Evidence (“RFE”). Plaintiffs’ response to the  
9 RFE is due by May 27, 2025. Once Plaintiff has submitted the response, USCIS will need time to  
10 review it and continue with processing of the Form I-130. Because further litigation may not be  
11 necessary after the review is completed, the parties agree that holding this case in abeyance through  
12 June 3, 2025, is appropriate. Therefore, the parties believe good cause exists for a stay in these  
13 proceedings to save the parties and this Court from spending unnecessary time and judicial  
14 resources on this matter.

15 Accordingly, the parties request that the Court hold the case in abeyance until June 3, 2025.  
16 The parties will submit a joint status report on or before June 3, 2025.

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DATED this 28th day of February, 2025.

Respectfully submitted,

TEAL LUTHY MILLER  
Acting United States Attorney

LAW OFFICE OF SHARA SVENDSEN

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*Attorneys for Plaintiffs*

*Attorneys for Defendants*

*I certify that this memorandum contains 323  
words, in compliance with the Local Civil Rules.*

**[PROPOSED] ORDER**

The case is held in abeyance until June 3, 2025. The parties shall submit a status  
update on or before June 3, 2025. It is so **ORDERED**.

DATED this 28th day of February, 2025.



Tana Lin  
United States District Judge